

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case. No. 01-272-D)

In re Application for Reissue of:)
)
U.S. Patent No. 6,336,748)
)
Inventor: Johnson et al.)
)
Serial No.: TBD)
)
For: Shaft Locking Device for)
Bearing Assemblies)
Examiner: TBD
Group Art Unit: TBD

Mail Stop REISSUE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

WRITTEN CONSENT OF ASSIGNEE OF ENTIRE INTEREST

Emerson Power Transmission Manufacturing, L.P., P.O. Box 687, 1248 East Second Street, Maysville, Kentucky 41056-068, assignee of entire interest of U.S. Patent No. 6,336,748, consents to the filing of the accompanying application for the reissue of U.S. Patent No. 6,336,748. Filed herein is a statement under 37 C.F.R. 3.73(b).

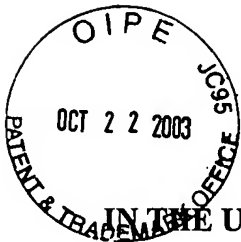
The individual signing on behalf of the assignee further states that he or she has authority to act on behalf of the assignee and to consent to the filing of the accompanying application for reissue.

Date: OCT. 16, 2003


Name: _____

Emerson Power Transmission Manufacturing, L.P.

RECEIVED
OCT 24 2003
OFFICE OF PETITIONS



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case. No. 01-272-D)

In re Application for Reissue of:)
)
U.S. Patent No. 6,336,748)
)
Inventor: Johnson et al.)
)
Serial No.: TBD) Examiner: TBD
)
For: Shaft Locking Device for) Group Art Unit: TBD
Bearing Assemblies)

Mail Stop REISSUE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PROOF OF OWNERSHIP OF ASSIGNEE

Assignee of Entire Interest:

Name: Emerson Power Transmission Manufacturing, L.P.
Address: P.O. Box 687, 1248 East Second Street, Maysville, Kentucky 41056-068

Recorded in the PTO on 9/03/1998

Reel 9430
Frame 954

ASSIGNEE CERTIFICATION

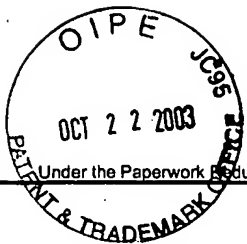
In accordance with 37 C.F.R. § 3.73 the assignees hereby certify that the evidentiary documents with respect to their ownership have been reviewed and that, to the best of assignees' knowledge and belief, title is in the assignees seeking to take this action.

The individual signing on behalf of the assignee further states that he or she has authority to act on behalf of the assignee.

Date: OCT, 16, 2003

Name: 

Emerson Power Transmission Manufacturing, L.P.



REISSUE PATENT APPLICATION TRANSMITTAL

Address to: Mail Stop Reissue Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Attorney Docket No.	01-272-D
	First Named Inventor	Johnson
	Original Patent Number	6,336,748 B2
	Original Patent Issue Date (Month/Day/Year)	January 8, 2002
	Express Mail Label No.	EV333566 525 US

APPLICATION FOR REISSUE OF:
(Check applicable box) ☒ Utility Patent ☐ Design Patent ☐ Plant Patent

APPLICATION ELEMENTS (37 CFR 1.173)	ACCOMPANYING APPLICATION PARTS
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (PTO/SB/56) (Submit an original, and a duplicate for fee processing)</p> <p>2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification and Claims in double column copy of patent format (amended, if appropriate)</p> <p>4. <input checked="" type="checkbox"/> Drawing(s) (proposed amendments, if appropriate)</p> <p>5. <input checked="" type="checkbox"/> Reissue Oath/Declaration (original or copy) (37 C.F.R. 1.175) (PTO/SB/51 or 52)</p> <p>6. <input checked="" type="checkbox"/> Power of Attorney</p> <p>7. <input checked="" type="checkbox"/> Original U.S. Patent currently assigned? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (If Yes, check applicable box(es)) <input checked="" type="checkbox"/> Written Consent of all Assignees (PTO/SB/53) <input checked="" type="checkbox"/> 37 C.F.R. 3.73(b) Statement (PTO/SB/96)</p> <p>8. <input type="checkbox"/> CD-ROM or CD-R in duplicate, Computer Program (Appendix) or large table</p> <p>9. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all of the following are necessary) a. <input type="checkbox"/> Computer Readable Form (CFR) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM (2 copies) or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statements verifying identity of above copies</p>	<p>10. <input type="checkbox"/> Statement of status and support for all changes to the claims. See 37 CFR 1.173(c).</p> <p>11. <input type="checkbox"/> Original Patent Grant <input type="checkbox"/> Ribboned Original Patent Grant <input type="checkbox"/> Statement of Loss (PTO/SB/55)</p> <p>12. <input type="checkbox"/> Foreign Priority Claim (35 U.S.C. 119) (if applicable)</p> <p>13. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations</p> <p>14. <input type="checkbox"/> English Translation of Reissue Oath/Declaration (if applicable)</p> <p>15. <input checked="" type="checkbox"/> Preliminary Amendment</p> <p>16. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>17. Other: <u>Petition to Accept an Unintentionally Delayed Claim for Priority, Application Data Sheet</u></p>

18. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number: 020306	OR	<input type="checkbox"/> Correspondence address below
Name		
Address		
City	State	Zip Code
Country	Telephone	Fax

Name (Print/Type)	Eric R. Morrison	Registration No. (Attorney/Agent)	50,967
Signature		Date	10/20/2003

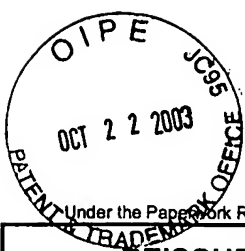
This collection of information is required by 37 CFR 1.173. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Reissue, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED

OCT 24 2003

OFFICE OF PETITIONS



PTO/SB/56 (06-03)
Approved for use through 01/31/2004. OMB 0651-0033
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REISSUE APPLICATION FEE TRANSMITTAL FORM						Docket Number (Optional) 01-272-D		
Claims as Filed - Part 1								
Claims in Patent		Number Filed in Reissue Application	(3) Number Extra	Small Entity		Other than a Small Entity		
				Rate	Fee	Rate	Fee	
(A) 2	Total Claims (37 CFR 1.16(j))	(B) 2 0 =	x \$ _____ =		x \$ 18 =	0	
(C) 1	Independent claims (37 CFR 1.16(i))	(D) 1	* 0 =	x \$ _____ =		x \$ 84 =	0	
				Basic Fee (37 CFR 1.16(h))	\$ _____		\$ 750	
				Total Filing Fee	\$ _____	OR	\$ 750	
Claims as Amended - Part 2								
	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Extra Claims Present	Small Entity		Other than a Small Entity	
					Rate	Fee	Rate	Fee
Total Claims (37 CFR 1.16(j))	*** 2	MINUS	** 20	* = 0	x \$ _____ =	x \$ 18 =	0	
Independent Claims (37 CFR 1.16(i))	*** 1	MINUS	***** 1	= 0	x \$ _____ =	x \$ 24 =	0	
					Total Additional Fee	\$	OR	\$ 0
<p>* If the entry in (D) is less than the entry in (C), Write "0" in column 3.</p> <p>** If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space.</p> <p>*** After any cancellation of claims.</p> <p>**** If "A" is greater than 20, use (B - A); if "A" is 20 or less, use (B - 20).</p> <p>***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account No. <u>13-2490</u>. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> A check in the amount of \$ <u>770.00</u> to cover the filing/additional fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p><u>10/20/2003</u> Date</p> <p><u>50,967</u> Registration Number, if applicable</p> <p><u>Eric R. Moran</u> Signature of Applicant, Attorney or Agent of Record</p> <p><u>Eric R. Moran</u> Typed or printed name</p>								

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

The PTO did not receive the following listed item(s) \$770.00 check



McDonnell Boehnen Hulbert & Berghoff
Law Offices



300 South Wacker Drive
Chicago, Illinois 60606-6709
www.mbhb.com

312 913 0001 phone
312 913 0002 fax

Susan H2M
control #
65156

VOUCHER #	INVOICE #	DATE	INVOICE AMT	DESCRIPTION	N ^o 065156 AMOUNT PAID
117742	619/83	10/20/2003	2,100.00		2100.00
Vendor ID: AS1003 Vendor Name: U.S. Patent & Trademark Office Check Date: 10/20/2003 TOTAL CHECK: 2,100.00					

THE FACE OF THIS CHECK IS PRINTED BLUE - THE BACK CONTAINS A SIMULATED WATERMARK



McDonnell Boehnen Hulbert & Berghoff
Law Offices
300 South Wacker Drive
Chicago, Illinois 60606-6709
www.mbhb.com

USBANK
70477-719

N^o 065156

CHECK NO.
65156

CHECK DATE
10/20/2003

VENDOR NO.
AS1003

PAY

TWO THOUSAND ONE HUNDRED AND 00/100 Dollars

CHECK AMOUNT

TO THE
ORDER
OF

U.S. Patent & Trademark Office

RECEIVED

OCT 24 2003

OFFICE OF PETITIONS

\$*** **2,100.00

John Z. Berghoff



065156 071904779 417079629



OCT 23 2003

DAC

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 01-272-C)

In re Application of:

Johnson et al.

Serial No.: 10/025,076

Filed: December 18, 2001

For: Shaft Locking Device for Bearing Assemblies

Art Unit: 3682

Examiner: Footland, L.

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

1. In regard to the above-identified Application, we are transmitting herewith:
 - (a) Cover letter entitled "Submission of Reissue Patent Application to Correct Priority Claim in the Parent Case"; and
 - (b) Attachment A to the Cover Letter.
 - (c) Return Receipt Postcard.
2. With respect to fees:
 - (a) Applicants believe that no fees are due at this time. If this is not the case, please charge any underpayment to our Deposit Account, No. 13-2490.
3. CERTIFICATE OF MAILING UNDER 37 CFR §1.10: The undersigned hereby certifies that I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," in an envelope addressed to Mail Stop Petitions, Attn: Office of Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 10/22/2003

By: 

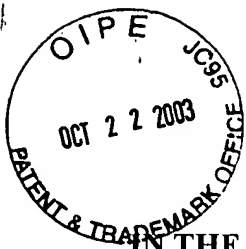
Eric R. Moran

Registration No. 50,967

RECEIVED

OCT 24 2003

OFFICE OF PETITIONS



(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 01-272-C)

In re Application of:

Johnson et al.

Serial No.: 10/025,076

Filed: December 18, 2001

For: Shaft Locking Device for Bearing Assemblies

Art Unit: 3682

Examiner: Footland, L.

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUBMISSION OF REISSUE PATENT APPLICATION TO CORRECT PRIORITY
CLAIM IN THE PARENT CASE**

Dear Sir:

For the above-captioned application, on September 11, 2003, Applicants filed a Request for Continued Examination along with a Petition to Accept an Unintentionally Delayed Claim Under 35 U.S.C. § 120 for the Benefit of Prior Applications. Attached to this cover letter as Attachment A is a courtesy copy of a reissue patent application that Applicants submitted in the parent case to correct an incorrect claim of priority.

The present application is a division of application No. 09/805,804, filed March 13, 2001, now U.S. Patent No. 6,336,748, which is a division of application No. 09/235,691, filed on January 22, 1999, now U.S. Patent No. 6,200,039, which is a division of application No. 798,284, filed on February 7, 1997, now U.S. Patent No. 5,863,137.

RECEIVED

OCT 24 2003


OFFICE OF PETITIONS

In Applicants' Petition to Accept an Unintentionally Delayed Claim of Priority in the above-captioned application, Applicants stated that they were also filing a reissue application to correct the claim for priority in the prior filed application No. 09/805,804, filed March 13, 2001, now U.S. Patent No. 6,336,748. (Under MPEP § 1402, Applicants' failure to make reference to or incorrect reference to prior co-pending applications is grounds for filing a reissue application.)

In Applicants' Petition, Applicants indicated that they would forward a copy of the reissue patent application upon filing. Please find attached as Attachment A, a copy of Applicants' reissue patent application and related documents.

Because Applicants' delayed claim for priority was unintentional and because the Applicants filed a Petition to Accept an Unintentionally Delayed Claim of Priority without undue delay, Applicants respectfully request favorable consideration of the Petition. Should the Examiner believe that a discussion of this matter would be useful, he is invited to contact the undersigned directly at the number below.

Dated: 10/22/2003

By: 
Eric R. Moran
Registration No. 50,967